

# Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

WHEREAS, the Forty-first Legislature at its Regular Session passed House Bill No. 313, being "AN ACT declaring the wild beaver, wild otter, wild mink, wild ringtail cat, wild badger, wild polecat or skunk, wild raccoon, wild fox and wild civet-cat to be fur-bearing animals; making it unlawful to take or have in possession any pelt of any fur-bearing animal at any time other than from November 30th to February 1st; providing, however, pelts taken during the open season therefor may be possessed an additional ten days after January 31st; providing that it shall be unlawful for any person at any time to take or kill by trap, snare, deadfall, or any mechanical device any fur-bearing animal in any of the counties to which this Act applies; providing this Act shall not prevent an owner, nor any of his family, killing any of said animals within one hundred feet of his residence or outhouse thereabout by any means whatever, while said fur-bearing animals are depredating upon his property, but prohibiting buying or selling said animals or pelts when taken for said reason; at any time other than from November 30th to February 1st; providing this Act shall not apply to wolf trappers employed by the United States Government, the State of Texas or the Commissioners' Court of the counties included in this Act from trapping wolves by setting their traps other and elsewhere than in trails, paths, roads and on logs or within ten feet thereof, nor to taking of said animals, within the bounds of State Game preserves located in any of the counties to which this Act applies when taken under the Game, Fish and Oyster Commissioner's direction and for use of said department; providing this Act shall apply only in the following counties, viz., Cherokee, Lee, Callahan, Eastland, Caldwell, Angelina, Hardin, Harris, Nacogdoches, Panola, Polk, San Augustine, San Jacinto, Shelby, Trinity, Tyler, Williamson, Bexar, Liberty, Fort Bend, Brazoria, Matagorda, Anderson, Sabine, Llano, Lamar, Madison, Johnson, McLennan, Rusk, Tarrant and Young; providing said animals may be possessed in said counties from propagation and fur farming purposes under permit from Game, Fish and Oyster Commissioner; providing for forfeiture of said permits; providing a penalty, repealing all laws in conflict herewith; and declaring an emergency"; and,

WHEREAS, said Bill has been vetoed for the reasons set out in the following statement, which has been filed with said Bill in the office of the Secretary of State:

April 1, 1929

This Bill is intended to afford protection to wild fur bearing animals in certain counties in this State. Its primary purpose is to afford protection to fox in the counties named. In the preparation of the Bill it was made to provide that no person should be allowed to kill or take any wild fur bearing animals in these counties by the means of any "mechanical device". This would prohibit using a fire arm in the hunting of all kinds of wild fur bearing animals in these counties and admittedly there can be no serious objection to the use of fire arms for hunting wild fur bearing animals within the open season allowed by law.

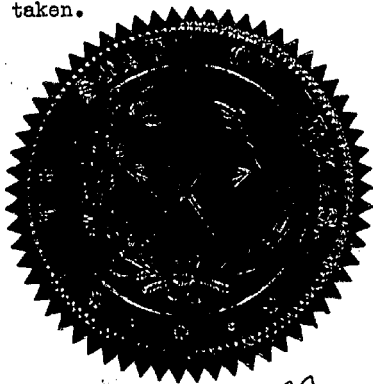
The Bill is further drawn in such manner that it might be construed to prohibit hunting of wild fox with dogs, except during the months of December and January. I happen to personally know many citizens residing in the counties named in this Bill who are devotees of the sport of hunting fox with hounds. I know that it was not the intention of the author of this Bill to limit the hunting of fox with dogs to the months of December and January, but this Bill may be so construed. If a hunter's dog happens to catch a fox in a chase during any month except December or January, it would be a violation of the terms of this Bill.

I have no objection to the passage of a measure that would afford further and better protection to wild fox of this State, but I do not believe the use of fire arms should be prohibited in hunting any kind of fur bearing animals, nor that the Bill should be so drawn as to possibly limit hunting of fox with dogs to the two months mentioned.

For the reasons stated I hereby veto this Bill.

  
Governor of Texas

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, THAT I,  
DAN MOODY, Governor of the State of Texas, under and by virtue of the authority  
vested in me by the Constitution and Laws of this State, have vetoed said Bill  
for the reasons stated and on file, and do hereby proclaim said action to have  
been taken.



IN TESTIMONY WHEREOF, I have hereunto  
signed my name officially and caused  
the seal of State to be impressed  
hereon at Austin, Texas, this the 12<sup>th</sup>  
day of April, A. D. 1929.

A handwritten signature in dark ink, appearing to read "Dan Moody", written over a horizontal line.

Governor of Texas

BY THE GOVERNOR:

A handwritten signature in dark ink, appearing to read "Lane F. McCallum", written over a horizontal line.

Secretary of State